

**MEMO ENDORSED**

Hon. Judge Valerie E. Caproni  
Thurgood Marshall  
United States Courthouse  
40 Foley Square  
New York, NY 10007

USDC SDNY  
DOCUMENT  
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March 29, 2022

Re: Goodman v Sharp et al (1:21-cv-10627-VEC)

Dear Judge Caproni,

Pursuant to your March 16, 2022 Order (Dkt. 42), an amended complaint has been filed (Dkt. 41). The amended complaint adds Frank Scherma (“Scherma”) Chairman and CEO of the Academy of Television Arts and Sciences (“ATAS”) as a co-defendant. In a phone call on or around January 2022, Scherma told Goodman he was unaware of any lawsuit involving Goodman’s Corp and ATAS and that neither he nor ATAS were represented by Finnegan.

There is good reason to believe Scherma’s statements are true, and that Finnegan has falsely claimed to represent ATAS in this matter and in NATAS v MSD again violating NY JUD § 487. Finnegan has failed to provide a waiver for the summons request at (Dkt. 33). It is imperative that the Court issue a ruling with specific regard to the summons request for Scherma.

In an email exchange occurring on or around March 29, 2022, opposing counsel reiterated their refusal to engage in a telephone conference, refused to discuss mandatory public filings regarding Adam Sharp’s failure to disclose conflicts of interest related to his for profit politically partisan activities and has admitted that they do not represent Scherma.

Respectfully submitted,



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Plaintiff requested a summons for Defendant Scherma on February 28, 2022, at a time when Mr. Scherma was not a named defendant. For that reason, the Clerk's office did not issue a summons.

On March 15, 2022, Plaintiff filed an Amended Complaint naming Mr. Scherma as a defendant, but Plaintiff has not again requested a summons. If Plaintiff wants a summons issued for Mr. Scherma, he must make another request for one now that Mr. Scherma is a named defendant.

Accordingly, Mr. Goodman's request for "the Court [to] issue a ruling with specific regard to the summons request for Scherma" is denied.

SO ORDERED.

A handwritten signature in blue ink, appearing to read "Valerie Caproni".

4/1/2022

HON. VALERIE CAPRONI  
UNITED STATES DISTRICT JUDGE